

GOVERNMENT OF ANDHRA PRADESH

ABSTRACT

Public Services - Irrigation & CAD Department – Certain irregularities were took place in the works relating to “Formation of earth dam from Ch. 96.25 to 500 M including construction of head sluice at 490 M of Peddagedda Project near Kesali Village in Pachipenta (M) of Vizianagaram District – Disciplinary proceedings initiated against Sri MVRs Prakash Babu, Dy. EE(Retd.) – Charges proved - Imposition of penalty of 5% cut in pension for a period of five(5) years – Orders – Issued.

IRRIGATION & C.A.D. (Ser.VII.(V&E-2)) DEPARTMENT

G.O.Rt.No. 743

Dated: 29-07-2013
Read the following:

1. From the General Administration (V&E) Dept. Vigilance report No. 119 (1586/V&E/E2/2004), dt. 06.08.2005.
2. G.O.Rt.No.195, I & CAD (Ser.VII(V&E-2) Dept, dt.17.02.2007.
3. From Sri MVRs Prakash Babu, Dy. EE WSD dt. 28-2-2007.
4. G.O.Rt.No. 516, I & CAD (Ser.VII(V&E-2) Dept,dt.24.09.2009.
5. D.O.LR.NO. 597/COI.SB/2009, Dt. 31.12.2011.
6. Govt. MemoNo.29327/Ser,VII(V&E.2)/2005-14, dt.22.02.2012.
- 7.From Sri MVRs Prakash Babu,Dy. EE explanation dt. -Nil-
8. Govt. MemoNo.29327/Ser,VII(V&E.2)/2005-17, dt:25.04.2013.
9. From Sri MVRs Prakash Babu, Dy.EE Representation dated 20.05.2013.
10. Govt. Letter No. 29327/Ser.VII (V&E)A.2/2005-19, Dated. 27.06.2013.
11. From the Secretary, APPSC, Hyderabad Lr.No.1495/RT/2/ 2013, dt. 11-07-2013

ORDER:

In the reference 1st read above, it was brought to the notice of the Government that certain irregularities were took place in execution of Formation of earth dam from Ch. 96.25 to 500 M including construction of head sluice at 490 M of Peddagedda Project near Kesali Village in Pachipenta (M) of Vizianagaram District with a recommendation to initiate suitable departmental action against the officers responsible.

2. After examining the entire matter, it has been decided to initiate departmental action against the engineers responsible. Accordingly in the reference 2nd read above, disciplinary action has been initiated against Sri MVRs Prakash Babu, Dy. EE, by way of issuing articles of charges along with others.

3. In the reference 3rd read above, Sri MVRs Prakash Babu, Dy. EE has submitted his WSD denying the charges framed against him. After examining the WSDs of all the charged officers, it has been decided to place the matter before the Commissionerate of Inquiries for conducting a detailed enquiry into the charges framed against them, as the WSDs of the C.Os are not convincing. Accordingly in the reference 4th read above, Dr. Subrendu Bhattacharya, I.A.S., Commerssionerate of Inquiries, General Administration (COI) Department, has been appointed as Inquiring Authority.

4. In the reference 5th read above, the Inquiring Authority has submitted his inquiry report stating that the Charge-4 in respect of Sri MVRs Prakash Babu, Dy. Executive Engineer, is held as proved and the remaining charges are held as not proved.

5. After examining the inquiry report, it has been decided to deviate with the findings of the Inquiring Authority in respect of Charge-I framed against Sri MVRs Prakash Babu, Dy. EE for the following reason:

CDO drawing clearly stipulates providing 450 mm thick riprap and states that other modalities of construction to be guided by BIS 8237-1985. At this stage of post construction there is no scope to recalculate the wave length and conclude that a thickness of 300 mm is sufficient. Had this been done earlier a revised drawing could have been obtained from CDO providing 300 mm thick riprap instead of 450 mm, resulting in considerable savings.

Moreover in his report dt. 17-2-2006 submitted to the Government after personally inspecting the work, the Chief Engineer NC has stated that header stones were not shown / indicated in the CDO approved drawing and that no further reliance is required on IS codes.

Whereas in his report dt. 28-2-2009, laying stress on the wave length and adequacy of 300 mm thickness and selectively quoting IS 8237-1985, the Chief Engineer NC states that in case the stones of required size are not available and smaller stone / boulders locally available are required to be used, the riprap should be laid in panels formed by constructing profile walls and that accordingly the profile walls were also constructed.

But as seen from the IS code "A portion of the area between the panels may be grouted by pouring fluid cement mortar worked into the riprap." There is no evidence of forming panels and neither the Chief Engineer nor the Charged Officers have stated that grouting was done. As such charge -I against him and other officers is held proved.

6. In the reference 6th read above, a copy of the Inquiry Report together with the above disagreement factors have been communicated to Sri MVRs Prakash Babu, Dy. EE (Retd.), with a direction to submit his explanation, if any, on the findings of the Inquiring Authority and also on the disagreement factors of the Government with the findings of Inquiring Authority in respect of Charge-I.

7. In the reference 7th read above, Sri MVRs Prakash Babu, Dy. EE(Retd.) has submitted his explanation with a request to drop further action against him.

8. After careful examination of the explanation of Sri MVRs Prakash Babu, Dy. EE(Retd.), it has been provisionally decided to impose a penalty of 5% cut in pension for a period of five(5) years against him. In the reference 8th read above, a show cause notice indicating the above provisional decision of the Govt., has been issued to Sri MVRs Prakash Babu, Dy. EE(Retd.) with a direction to submit his representation, if any, thereon.

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9. In the reference 9th read above, Sri MVRS Prakash Babu, Dy. EE(Retd.) has submitted his representation with a request to drop further action against him. After examination of the representation of Sri MVRS Prakash Babu, Dy. EE(Retd.), it has been decided to impose a penalty of 5% cut in pension for a period of five(5) years against him as his representation has no merits for consideration.

10. In the reference 10th read above, the Secretary, APPSC, Hyderabad has been requested to place the above proposal of the Government before the Commission and to communicate the concurrence of the Commission thereon.

11. In the reference 11th read above(copy enclosed), the Secretary, APPSC has communicated the concurrence of the Commission.

12. After careful examination of the entire matter, it has been decided to impose a penalty of 5% cut in pension for a period of five (5) years against Sri MVRS Prakash Babu, Dy. EE(Retd.). Accordingly Government hereby order to impose a penalty of 5% cut in pension for a period of five(5) years on Sri MVRS Prakash Babu, Dy.EE (Retd.), for the irregularities committed in the works relating to "Formation of earth dam from Ch. 96.25 to 500 M including construction of head sluice at 490 M of Peddagedda Project near Kesali Village in Pachipenta (M) of Vizianagaram District.

12. The I&CAD(Ser.I) Department / the Engineer-in-Chief (AW), I&CAD Department, Hyderabad shall take further necessary action in the matter accordingly.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

**ADITYA NATH DAS
PRINCIPAL SECRETARY TO GOVERNMENT**

To
Sri MVRS Prakash Babu, Dy. Executive Engineer (Retd.) **through** the
Engineer-in-Chief (AW), I & CAD Department, Hyderabad.
The I &CAD(Ser.I) Department
The Engineer-in-Chief (AW), I & CAD Department, Hyderabad.

Copy to:

The Accountant General, AP, Hyderabad
The Secretary to VC, APVC
The General Administration(V&E) Department
The Secretary to APPSC, Hyderabad.
SC/SF

//FORWARDED : BY ORDER//

SECTION OFFICER